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**DECLARATION FOR UTILITY OR  
DESIGN  
PATENT APPLICATION  
(37 CFR 1.63)**

Declaration Submitted With Initial Filing

OR

Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)

Attorney Docket Number	1491.03
First Named Inventor	Merry J Mathie
<b>COMPLETE IF KNOWN</b>	
Application Number	PCT/AU2004/001081
Filing Date	13 August 2004
Art Unit	
Examiner Name	

I hereby declare that:

Each inventor's residence, mailing address, and citizenship are as stated below next to their name.

I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

A Monitoring Device For An Ambulatory Subject And A Method For Monitoring The Same

(Title of the Invention)

the specification of which

is attached hereto

OR

was filed on (MM/DD/YYYY) 13 August 2004 as United States Application Number or PCT International

Application Number PCT/AU2004/001081 and was amended on (MM/DD/YYYY) 06/28/2005 (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed		Certified Copy Attached?	
			YES	NO	<input type="checkbox"/>	<input checked="" type="checkbox"/>
2003904336	Australia	08/15/2003	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
60/514,969	USA	10/27/2003	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

[Page 1 of 2]

This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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## DECLARATION — Utility or Design Patent Application

Direct all correspondence to:  The address associated with Customer Number:   OR  Correspondence address below

## Name

Park Law Firm (a professional corporation)

## Address

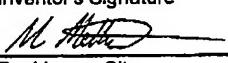
3255 Wilshire Boulevard, suite 1110

City Los Angeles	State California	ZIP 90010
Country United States of America	Telephone 213-389-3777	Email firm@parklaw.com

**WARNING:**

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SOLE OR FIRST INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any]) Merryn Joy		Family Name or Surname Mathie	
Inventor's Signature 			Date 8 February 2006
Residence: City Sydney	State NSW	Country Australia	Citizenship Australian
Mailing Address c/o SAMPARK & CO Suite 415, 375 George Street			
City Sydney	State NSW	Zip 2000	Country Australia
<input checked="" type="checkbox"/> Additional inventors or a legal representative are being named on the <u>1</u> supplemental sheet(s) PTO/SB/02A or 02LR attached hereto.			

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<b>DECLARATION</b>		<b>ADDITIONAL INVENTOR(S) Supplemental Sheet</b>
Page 1 of 1		

<b>Name of Additional Joint Inventor, if any:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
Branko G		Celler	
Inventor's Signature <i>Branko Celler</i>		8 February 2006 Date	
Sydney Residence: City	NSW State	Australia Country	Australian Citizenship
c/o SAMPARK & CO Suite 415, 375 George Street			
Mailing Address			
Sydney City	NSW State	2000 Zip	Australia Country
<b>Name of Additional Joint Inventor, if any:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
Nigel H		Lovell	
Inventor's Signature <i>Nigel Lovell</i>		8 February 2006 Date	
Sydney Residence: City	NSW State	Australia Country	Australian Citizenship
c/o SAMPARK & CO Suite 415, 375 George Street			
Mailing Address			
Sydney City	NSW State	2000 Zip	Australia Country
<b>Name of Additional Joint Inventor, if any:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
Inventor's Signature		Date	
Residence: City	State	Country	Citizenship
Mailing Address			
City	State	Zip	Country

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**POWER OF ATTORNEY  
and  
CORRESPONDENCE ADDRESS  
INDICATION FORM**

Application Number	PCT/AU2004/001081
Filing Date	13 August 2004
First Named Inventor	Merryn J Mathie
Title	A Monitoring Device For An. et. al
Art Unit	
Examiner Name	
Attorney Docket Number	1491.03

I hereby revoke all previous powers of attorney given in the above-identified application.

I hereby appoint:

Practitioners associated with the Customer Number:  

OR

Practitioner(s) named below:

Name	Registration Number
John K. Park	37804
Choongseop Lee	57051

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please recognize or change the correspondence address for the above-identified application to:

The address associated with the above-mentioned Customer Number:

OR

The address associated with Customer Number:

OR

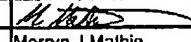
<input checked="" type="checkbox"/>	Firm or Individual Name	Park Law Firm ( a professional corporation)			
Address	3255 Wilshire Boulevard, suite 1110				
City	Los Angeles	State	California	Zip	90010
Country	United States of America				
Telephone	213-389-3777	Email	firm@parklaw.com		

I am the:

Applicant/Inventor.

Assignee of record of the entire interest. See 37 CFR 3.71.  
*Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)*

**SIGNATURE of Applicant or Assignee of Record**

Signature		Date	8 February 2006
Name	Merryn J Mathie	Telephone	
Title and Company			

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

\*Total of 4 forms are submitted.

This collection of information is required by 37 CFR 1.31, 1.32 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Application Number	PCT/AU2004/001081
Filing Date	13 August 2004
First Named Inventor	Merryn J Mathis
Title	A Monitoring Device For An eL al
Art Unit	
Examiner Name	
Attorney Docket Number	1491.03

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I hereby appoint:

Practitioners associated with the Customer Number:  

OR

Practitioner(s) named below:

Name	Registration Number
John K. Park	37904
Choongseop Lee	57051

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OR

<input checked="" type="checkbox"/>	Firm or Individual Name	Park Law Firm ( a professional corporation)			
Address	3255 Wilshire Boulevard, suite 1110				
City	Los Angeles	State	California	Zip	90010
Country	United States of America				
Telephone	213-389-3777	Email	firm@parklaw.com		

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**SIGNATURE of Applicant or Assignee of Record**

Signature		Date	8 February 2006
Name	Branko G Celler	Telephone	
Title and Company			

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

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Examiner Name	
Attorney Docket Number	1491 . 03

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Assignee of record of the entire interest. See 37 CFR 3.71.  
*Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)*

**SIGNATURE of Applicant or Assignee of Record**

Signature	<i>Nigel Lovell</i>		Date	8 February 2006
Name	Nigel H Lovell		Telephone	
Title and Company				

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First Named Inventor	Merryn J Mathie
Title	A Monitoring Device For An et. al
Art Unit	
Examiner Name	
Attorney Docket Number	1491_03

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Los Angeles

State:

California

Zip:

90010

Country:

United States of America

Telephone:

213-389-3777

Email:

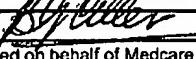
firm@parklaw.com

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Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

**SIGNATURE of Applicant or Assignee of Record**

Signature		Date	8 February 2006
Name	signed on behalf of Medcare Systems Pty Ltd [ACN 050 042 192]		
Title and Company	by Branko G Celler Director of Medcare Systems Pty Ltd [ACN 050 042 192]		

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

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